IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 28TH MAY 2007 / 7TH JYAISHTA 1929

WP(C).No. 16072 of 2007(L)

PETITIONER:

K.A.VINCENT, S/O.ANJALOSE,
KADAVUNKAL, ANDHAKARANAZHI P.O.
CHERTHALA, ALAPPUZHA DISTRICT.

BY ADV. SRI.C.K.SAJEEV

RESPONDENTS:
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1. KERALA STATE ELECTRICITY BOARD,
REP. BY ITS SECRETARY,
VYDHUTHI BHAVAN, PATTOM,
THIRUVANANTHAPURAM.

2. ASSISTANT ENGINEER,
ELECTRICAL SECTION, K.S.E.B.
PATTANAKKAD, CHERTHALA.

3. DEPUTY CHIEF ENGINEER,
ANTI POWER THEFT SQUAD
K.S.E.B. VYDHYUTHI BHAVAN, PATTOM,
THIRUVANANTHAPURAM.

BY STANDING COUNSEL SRI.JOSE J. MATHAKAL.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/5/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

W.P.(C) No. 16072 OF 2007

Dated this the 28th May, 2007.

J U D G M E N T

Petitioner is challenging disconnection of electricity on account of detection of theft of power. A provisional bill, Ext.P1, is also issued to him, raising a demand of Rs.5,12,590/=. The bill is stated to be only provisional.

2. Heard the learned counsel appearing for the petitioner, as also the learned Standing Counsel appearing for the Kerala State Electricity Board.

3. In the given circumstances, the writ petition is disposed of directing the second respondent to restore supply to the petitioner, after installing proper meter and after taking precautions against theft of power in the future, after the petitioner remits an amount of Rupees One Lakh towards dues. Petitioner is free to file objection against the provisional bill, Ext.P1, and the second respondent is directed to consider petitioner's objection and finalise the bill through a speaking

order, for the petitioner to file an appeal against it, if he wants to contest the matter. The balance liability will be paid in accordance with the demand, after adjusting the amount of Rupees One Lakh being paid. The petitioner shall make the payment without any delay and shall file objection, if any, within ten days from today.

Issue photo copy today itself.

Sd/=
C.N.RAMACHANDRAN NAIR,
JUDGE

nj.